

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

8

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. David Carlton Smith	For U. S.: Lawrence A. MCSoud For Defendant: Hughey Baker Mayo Bldg., Tulsa

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 12-31-67	Clerk				
J.S. 3 mailed 12-31-67	Marshal				
Violation Bank Embezzlement	Docket fee				
Title 18					
Sec. 656					

DATE	PROCEEDINGS
12-5-67	Defendant present in person and represented. Defendant waived indictment, waiver signed, approved and filed in open court. Defendant agrees to information, information filed in open court, copy delivered to defendant. Defendant arraigned and enters plea of GUILTY. It is adjudged that the defendant is GUILTY as charged and sentence is passed to Tuesday 12-19-67 at 10:00 A.M.(AEB-J)h
12-7-67	Case stricken from docket of 12-19-67 and reset for sentence on Wednesday 12-27-67 at 10:00 A.M.(AEB-J)h
12-27-67	Defendant present in person and represented. Judgment and Sentence- David Carlton Smith(29) Probation Three (3) years from this date; and one of the conditions of probation is that the defendant liquidate certain property. Court recommends that the defendant complete his high school education (Allen E. Barrow-Judge)h
12-27-67	Order of Probation filed and entered. (AEB-J)h
12-27-67	Two c.c of Order of Prob. delivered to U.S. Probation Office. h
12-5-67	Personal appearance Bond of the defendant, in the sum of \$5,000.00, filed. b
12-5-67	Order specifying methods and conditions of release, filed. b

DATE	PROCEEDINGS

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE MILAM M. EWING

(Name of commissioner)

FEDERAL BUILDING, TULSA, OKLAHOMA.

(Address)

COMMISSIONER'S
DOCKET No. 2 CASE No. 837
THE UNITED STATES
vs.

DAVID CARLTON SMITH (29)

Complaint filed on Oct. 20, 19 67 by Dale H. Williams
Official title Spec. Agt. F. B. I., charging violation of
United States Code, Title 18, Section 656, on Oct. 17,
19 67, at Broken Arrow, Okla. in the
division of the Northern district of Oklahoma
as follows: being an employee of the First Nat'l. Ba
Broken Arrow, Okla, which bank is insured by the F.
D.I.C., dif willfully & knowingly with intent to in-
jure and defraud the bank did embezzle & convert t
his own use, the sum of \$2219.00 of funds & credits
of the bank which had come into his possession &
under his control by virtue of his position as an
employee of the bank.

WARRANTS OR SUMMONS ISSUED:

Date Oct. 20, 1967 Warrant/Summons for DAVID CARLTON SMITH.

to (name and title of officer) To Any U. S. Marshal or Any Authorized U.S. Officer:
Substance of return Arrested by: Dale H. Williams, Spec. Agt. F. B. I.

Date Warrant/Summons for

to (name and title of officer)
Substance of return

FILED

16859 (Name of defendant)

OCT 26 1967

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Ewing

Date Oct. 20, 1967 Arrested by Dale H. Williams,
Spec. Agt. F. B. I.

on warrant of NOBLE C. HOOD
U. S. District Court
without warrant.

Appearances { for United States

(Name)

(Address)

for accused

(Name)

(Address)

Proceedings taken Above defendant presented, advised of charge filed against him

(Here insert with dates, when appropriate, a serialim account of essential steps taken at hearing such as "complaint prepared,"

his constitutional right as to counsel and a preliminary hearing. Def't.

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

Waived counsel for the purpose of this hearing and Signed Waiver. He also

if that is the fact; any adjournments taken, etc.

Waived preliminary hearing. He was advised bond fixed at \$5000.00 and he

was released on his own recognizance.

Outcome Held for Court Action.

Bail fixed 10-20-67, 19 Amount, \$ 5000.00 Bonded 10-20- 67, 19, by cash
deposited by (name) Address

transmitted to clerk of district court, 19 [or] by surety
(name) Address

(name) Address, who
justified by affidavit dated Oct. 20, 19 67 [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____Appearances for

United States

(Name)

(Address)

Accused

(Name)

(Address)

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

Outcome

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 20 day of October, 19 67

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma Oct. 20, 19 67

M. M. Ewing
United States Commissioner.